

VIRGINIA MANUFACTURED HOUSING BOARD MEETING
November 20, 2014
Virginia Department of Housing and Community Development
600 East Main Street, Suite 300
Richmond, VA 23219

Members Present

Mr. Ben Flores, Chairman
Mr. Walter Cleaton
Ms. Shawna J. Cheney
Mr. Allen W. Dudley
Mr. James W. Roncaglione
Mr. David C. Bridges

Members Absent

Mr. Tom Satterwhite
Mr. Jim Carver
Ms. Cindy F. Tomlin

Staff Present

Emory Rogers
Cindy Davis
Lorenzo Dyer
Eric Leatherby
Anna T. Birkenheier

Visitors to Address the Board

Tyler Craddock - VAMMHA
Glenwood Walker
Robert Morris

The meeting of the Virginia Manufactured Housing Board was called to order by Chairman Ben Flores at approximately 10:00 a.m. A Quorum was present.

The meeting proceeded to a discussion concerning the VAMHB member, Vice-Chairman, Mr. Earl “Tom” Satterwhite. It was noted to the Board that Mr. Satterwhite has resigned and has submitted his statement of resignation to the Office of the Governor. No word has been received concerning an appointment for the vacancy.

There was a motion to approve the minutes from the June 19, 2014 meeting by Mr. James Roncaglione. The motion was seconded by Mr. Walter Cleaton. The motion passed by unanimous vote.

Public comments were made by Tyler Craddock, Executive Director VAMMHA. He welcomed Ms. Shawna J. Cheney to the Board.

There were no Committee Reports.

Item for New Business Item E 1 (a, b, c) was tabled to be heard at a later time on the Agenda.

New Business Item E - 2, Case: T. Tatum v Budget Homes LLC- Case D – 2014 – 14. Consent Order #2014 – 14 was presented to the Board for further action. During the initial discussion by the Board, Mr. Glenwood Walker, Budget Homes, LLC arrived to the meeting.

The Board, after hearing from the regulant concerning the Consent Order Number C - 2014 – 14, held lengthy discussion to accept, reject or modify the Consent Order.

At the close of all discussion the following motion was made by Mr. Bridges: Motion to reject the proposed Consent Order and direct staff to begin the process for IFF Conference Disciplinary Case and

IFF Conference Transaction Recovery Fund Case. The motion was seconded by Mr. Walter Cleaton and passed by a 4 to 2 vote.

Board Agenda Item E – 3(a); Shawn and Jennifer Brown v Virginia Mobile Homes, Inc.

D – 2014 – 10. After some discussion the following motion was made by Mr. David Bridges:

That the Board would accept the recommendations from staff for Count 1, Count 2 and Count 3 that the regulant be found in violation of the regulations as cited; and that the monetary penalty of \$250.00 be assessed against the regulant for each count. The motion was seconded by Mr. Allen Dudley and passed by unanimous vote.

Board Agenda Item E – 3(b); Shawn and Jennifer Brown v Virginia Mobile Homes, Inc.

T – 2014 -10. After some discussion the following motion was made by Mr. David Bridges:

That the Board would accept the recommendation from staff for Count 1; That the regulant is found in violation of the regulation as cited; and that the regulant be directed by Final Order to pay the complainant \$1,912.00. If the regulant does not repay the amount as stipulated, the Board would authorize the funds be paid from the Transaction Recovery Fund in accordance with the Manufactured Housing Transaction Recovery Fund Regulations. The motion was seconded by Mr. Allen Dudley and passed by unanimous vote.

There was no report submitted by the Secretary.

Agenda Item E – 1 (a)(b)(c) was tabled earlier during the meeting to be heard at a later time on the Agenda; and was now before the Board for consideration.

Item E -1(a) Charles Tolley application for a dealer license. After some discussion by the Board the motion was made by Board member Mr. Ben Flores that Franklin Mobile Homes, Charles Tolley be granted a dealer license. The motion was seconded by Board member Mr. Walter Cleaton and passed by a five to one vote.

Agenda Item E – 2 (b) application for a salesperson license for Maria Gauvin. After some discussion by the Board, the motion was made by Board member David Bridges that a salesperson license be granted to Maria Gauvin. The motion was seconded by Board member Mr. Ben Flores and passed by unanimous vote.

Agenda Item E - 2 (c) application for a salesperson license for Amy Cochran. After some discussion by the Board the motion was made by Board member Mr. David Bridges that the license application for this applicant, Amy Cochran be tabled until after her December court date in order to receive more information which will be reviewed by the Board at the next regular Board meeting. The motion was seconded by Board member Mr. Ben Flores and passed by a five to one vote.

Agenda Item F. There was no Old Business to discuss.

Item G. Report of the Secretary/Associate Director/Director reports. The reported balance of the MHLTRF report was submitted to the Board. Emory Rogers reported that the Transaction Recovery Fund is not being looked at for any amount of withdrawal by the current administration.

1. Status Report of the DOE/HUD Energy Code was presented to the Board. Cindy Davis reported that current requirements concerning Energy Conservation for manufactured homes were being reviewed by a committee appointed by DOE to consider what, if any, Energy Code requirements should be updated for manufactured housing. Richard Potts, DHCD staff represented the SBCO on that committee. Virginia was the only state to have representation on that committee.
2. Emory Rogers informed the Board that the outcome that was a result of the committee would likely have a significant impact on regulations governing manufactured housing.
3. Cindy Davis requested an assessment to determine whether training for Manufactured Housing Regulators concerning these regulations would be something the industry would be interested in developing. Tyler Craddock volunteered to survey his members.

Agenda Item H.

The next meeting will be scheduled held on February 19, 2015 tentatively to be held at the Virginia Housing Center, 4224 Cox Road, Glen Allen, VA.

Adjournment

There being no further business the meeting was adjourned